

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
AUSTIN DIVISION

BAHIA AMAWI

Plaintiff,

vs.

**PFLUGERVILLE INDEPENDENT SCHOOL
DISTRICT; and**

KEN PAXTON, in his official capacity as
Attorney General of Texas,

Defendants.

Case No. 1:18-cv-01091-RP

DECLARATION OF JOHN T. FLOYD

I, John T. Floyd, swear under the penalty of perjury that the following facts are true to the best of my knowledge, information, and belief:

1. I have personal knowledge of the facts set forth below. If I were called as a witness, I could competently testify about what I have written in this declaration.
2. I am currently a member of good standing of the State Bar of Texas and have been licensed since 2004.
3. I graduated from the South Texas College of Law in 1994, and since then, I have practiced law in state and federal courts across Texas. I am admitted to the Western, Southern, and Eastern Districts of Texas, and the Eastern District of Michigan. I am Board Certified in Criminal Law by the Texas Board of Legal Specialization. While my firm—the John T. Floyd Law Firm—is located in Houston, I am familiar with the Austin legal market and with rates Texas lawyers typically charge in metropolitan areas of the state.

4. I thus had 24 years of experience when I started this case. At this point, I have more than 25 years of legal experience.

5. I am an attorney for Bahia Amawi who has worked on this case. During the course of our representation, I have recorded the time spent performing legal services in this case. I entered in a description of the legal services together with the precise time, to .25 of an hour, spent performing such legal services on a daily basis. A true and correct copy of the spreadsheet recording that time is attached as Exhibit A.

6. The total amount of hours I expended in this action is 8.50 hours. These hours were all spent litigating this case in federal district court prior to May 7, 2019, the date Texas amended the anti-BDS law at issue in this case.

7. I certify that the hours listed were actually expended on the topics stated in my time sheet and that the hours expended were reasonable. I also certify that the rate I am seeking is reasonable.

8. The current U.S. Attorneys Office *Laffey* matrix for the District of Columbia uses a \$572.00 hourly rate for an attorney with my experience for 2018, a \$572.00 hourly rate for an attorney with my experience in 2019, and a \$595.00 hourly rate for an attorney with my experience in 2020. See <https://www.justice.gov/usao-dc/file/796471/download>.

9. My rate for this case was \$500.00 per hour, and Chris Choate's rate was \$450.00. In my experience, within this State's metropolitan areas, reputable lawyers typically charge: (1) with more than 25 years of experience, between \$700-\$1000 per hour, (2) with between 15-25 years of experience, \$500-700 per hour, (3) with between 8-15 years of experience, \$400-600, and (4) with 5-8 years of experience, \$350-550 per hour. I have reviewed the fee rates sought by the CAIR attorneys in this case, including the \$550 rate sought by Justin Sadowsky and Lena Masri, the \$450 rate sought by Carolyn Homer, and Gadeir Abbas. Those rates are reasonable, particularly in light of the specialized skills of

the attorneys in this case.

I swear under the penalty of perjury that the foregoing is true and correct.

/s/John Floyd

John T. Floyd

7/6/2020

Date

Exhibit A - John T Floyd Law Firm Hours Spreadsheet

Bahia Amawi Timesheet

Date	Task	Timekeeper	Hours	Fee
December 10, 2018	Review draft Complaint	JTF	0.5	\$250.00
	Review draft Complaint	CMC	0.5	\$225.00
December 11, 2018	Firm meeting regarding Complaint	JTF	0.5	\$250.00
	Firm meeting regarding Complaint	CMC	0.5	\$225.00
	Research re Complaint	CMC	0.5	\$225.00
	Research re Complaint	JTF	1	\$500.00
December 12, 2018	Review/Respond to Correspondence with Ptf Counsel	JTF	0.75	\$375.00
December 13, 2018	Review/Respond to Correspondence with Ptf Counsel	JTF	0.5	\$250.00
December 14, 2018	Review/Respond to Correspondence with Ptf Counsel	CMC	0.25	\$112.50
	Review/Respond to Correspondence with Ptf Counsel	JTF	0.25	\$112.50
December 16, 2018	Review/Respond to Correspondence with Ptf Counsel	CMC	0.25	\$112.50
December 16, 2018	Review/Respond to Correspondence with Ptf Counsel	JTF	0.5	\$250.00
	Filing Complaint	CMC	0.75	\$337.50
	Review Case Notifications	CMC	0.25	\$112.50
	Review Case Notifications	JTF	0.25	\$125.00
December 17	Review/Respond to Correspondence with Ptf Counsel	CMC	0.25	\$112.50
	Review Case Notifications	CMC	0.25	\$112.50
	Review Case Notifications	JTF	0.25	\$125.00
	Review/Respond to Correspondence with Ptf Counsel	CMC	0.25	\$112.50
December 18	Review/Respond to Correspondence with Ptf Counsel	JTF	0.5	\$250.00
	Review/Respond to Correspondence from prospective amici	CMC	0.25	\$112.50
	Review/Respond to Correspondence from multiple prospective amici	JTF	0.25	\$125.00
	Review/Respond to Correspondence from multiple prospective amici	CMC	0.5	\$225.00
December 19, 2018	Review/Respond to Correspondence with Ptf Counsel	CMC	0.25	\$112.50
	File motions to appear Pro Hac Vice	CMC	0.5	\$225.00
December 20, 2018	Review/Respond to Correspondence between AG's office and Ptf Counsel	CMC	0.5	\$225.00
	Review/Respond to Correspondence between AG's office and Ptf Counsel	JTF	0.5	\$250.00
	Review/Respond to Correspondence from prospective amici	CMC	0.25	\$112.50
	Review/Respond to Correspondence from Ptf Counsel	CMC	0.25	\$112.50
	Review/Respond to Correspondence from Ptf Counsel	JTF	0.25	\$125.00
	Review/Respond to Correspondence from Ptf Counsel	JTF	0.25	\$125.00

December 21, 2018	Review Preliminary Injunction Filings	JTF	1	\$500.00
	Review Preliminary Injunction Filings	CMC	1	\$450.00
	Filing Preliminary Injunction	CMC	0.5	\$225.00
	Review/respond Correspondence to Court	CMC	0.25	\$112.50
	Review/respond Correspondence with Ptf Counsel	CMC	0.75	\$337.50
	Review/respond Correspondence with Ptf Counsel	JTF	0.75	\$375.00
	Review Case Notifications	CMC	0.5	\$225.00
	Review Case Notifications	JTF	0.5	\$250.00
	Review/respond Correspondence with AG's Office	CMC	0.25	\$112.50
	Review/respond Correspondence with Ptf Counsel	CMC	0.25	\$112.50
Subtotal:			18.50	\$8,750.00
Filing Fees:				
Total:				\$8,750.00